

USPTO
Office of PCT Legal Administration
To the attention of Mr. E.M. Pender,
Attorney advisor PCT Legal Administration
Facsimile: 00 1 703 308 6459

Den Bosch, June 24, 2003

Concerning: application No.: 09/308,150

Dear Dr. Pender,


It is regrettable that I am forced to contact you again concerning this matter. I refer to the fax message I sent to you on June 19th 2003. Today I received from the office of the applicants patent attorney (Los en Stigter, Amsterdam) a fax message containing the petition under 37 C.F.R. 1.47 (a). filed to your office September 30, 1999 on behalf of the applicant. Part of this petition is a declaration of mister Waltherius J.W. van Venrooij. This declaration is not in accordance with the facts. To correct this I would like to declare:

- On Februari the first 1999 the temporary contract as a post-doc researcher ended. My work at the laboratory did not end because of "culmination of a disturbed working relationship" as mister van Venrooij declared.
- On Friday in the afternoon, on June 11th 1999 I received a telephone call from Mr. Van Venrooij. He told me that I was expected at a notary office on Monday morning of June 14th 1999, to "sign documents related to the patent". I agreed to do so if he could sent me the documents I was supposed to sign beforehand, in order to study them before signing. I never received any documents nor were any documents handed to me. On Sunday, June 13th 1999, I sent a fax message to mister van Venrooij stating that, since I never received any documents, I did not feel obligated to come to the notary office on Monday morning. This fax message was noted "confidential". I never received any documents from mister van Venrooij and never were there any documents handed to me, as mister van Venrooij declared. After this I never again received any invitation from mister van Venrooij nor the applicant (STW) to sign any documents.
- Mister van Venrooij declared that: "The documents were returned unsigned by mail together with a letter indicating an absolute refusal to sign". Since the documents were never handed to me, I never could have had them returned by mail. The letter mister van Venrooij refers to, does not exist because it was never written.
- Since June 1999, I never had any request to sign any documents on behalf of the US patent application from the applicant (STW). Only last week on June 16th 2003 I received a form called "declaration for utility or design patent application" without any explanation, as I mentioned to you in my earlier fax message of June 19th 2003.

In my opinion your dismissal of the petition of September 1999 is correct: it was based on a false statement.

If you want any further information or any document I can supply in respect of this matter, I am willing to cooperate in any way possible

Sincerely yours,


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RECEIVED
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Legal Staff
International Division